IN THE HIGH COURT OF ANDHRA PRADESH
AT HYDERABAD

W.P.No.6690 of 2001

Dt. 08-08-2007

Between:
Inland Fishermen Cooperative Society
Rep.by its President Tatapudi Papa Rao

..Petitioner

and

1. The Asst. Director of Fisheries
   and Ex.officio Dy. Registrar of Co-op.Societies,
   Srikakulam and another.

..Respondents

THE HONOURABLE SRI JUSTICE
A.GOPAL REDDY

W.P.No.6690 of 2001

Oral Order:

None appears for the petitioner.

This writ petition is being filed by the petitioner-society to declare the proceedings issued by the 1st respondent in Rc.No.1721/C/2000 dated 06-12-2000 as arbitrary and illegal and to quash the same by directing the respondents to include the Talatarai village in the area of operation of writ petitioner—society.

By the impugned proceedings the 1st respondent certified about registering the society under Section 16(5) of the A.P. Cooperative Societies Act to the byelaw No.1 of Dukulapadu Inland Fishermen Cooperative Society Limited No. P 94 and the said compulsory amendment is necessitated as the petitioner society failed to adhere the suggestions issued under Section 32 (2) for deletion of Talataria village from its area of operation as law and order problem is arising during fishing in Pedda tank of Talataria village and a copy of the registered amendment to the byelaw No.1 is enclosed to the petitioner-society.

This Court initially suspended the impugned proceedings but on vacate stay is being filed the same has been vacated on 04-04-2002 on the ground that if the petitioner-society is aggrieved by the impugned order, it can file an appeal under Section 76(2) of the A.P. Cooperative Societies Act, 1964 and the petitioner without availing the alternative remedy cannot maintain the writ petition.

Applying the very same reasons the writ petition can also be dismissed. Further, Dukulapadu Inland Fishermen Coop. Society has not been impleaded as party respondent to this writ petition. In view of the same, no relief can be granted to the petitioner at this juncture.

The Writ Petition fails and it is accordingly dismissed. No costs.

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A.GOPAL REDDY, J.

08-08-2007

Murthy